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File No. 81273.05002

**MEMO ENDORSED**

October 20, 2014

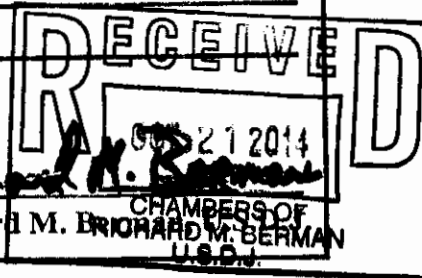
VIA FEDEX

The Honorable Richard M. Berman  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street, Courtroom 12D  
New York, NY 10007

CO ORDERED:

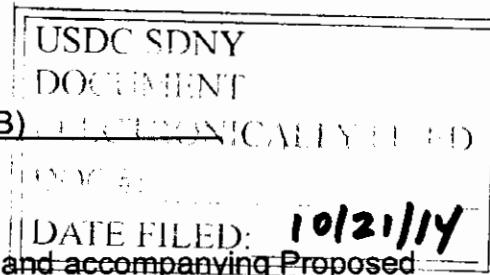
Date: 10/21/14

Richard M. Berman  
CHAMBERS OF  
RICHARD M. BERMAN  
U.S.D.C.



Re: United States v. Rudy Kurniawan, 12-cr-00376 (RMB)

Dear Judge Berman:



Enclosed herewith is a Motion for Admission *Pro Hac Vice* and accompanying Proposed Order for the Court's consideration. I attempted to file these papers electronically last week in the above-referenced case. However, the CM/ECF system does not contain a method for filing a Motion for Admission *Pro Hac Vice* in a criminal matter as it does in a civil matter as described in the instructions here: [http://www.nysd.uscourts.gov/pro\\_hac.php](http://www.nysd.uscourts.gov/pro_hac.php). After speaking with a court filing clerk, my office was instructed to submit this letter directly to Your Honor. I am also sending a copy of this letter to all of the parties that I am aware of at this time.

My firm and I represent Pacific Wine Distributors, Inc. ("PWD"), a creditor of Defendant Rudy Kurniawan ("Defendant") in the above-referenced matter. Specifically, PWD possesses a warehouseman lien and other legal rights pertaining to wine that has been stored by PWD in Irwindale, California for more than 4 years on behalf of the Defendant and later the United States Government. The wine is a subject of this Court's Consent Preliminary Order of Forfeiture As To Specific Properties/Money Judgment entered on August 5, 2014 (the "Consent Preliminary Order of Forfeiture").

PWD has been storing the wine since at least May of 2010, and continues to store the wine at the request of the United States Government. Indeed, the United States Marshall's office began paying PWD's invoices for storage of the wine and for expenses necessary for preservation of the wine beginning September 2014. However, the invoices for the period beginning May 2010 through the end of August 2014, totaling \$129,439.27 (not including interest), were never paid and remain outstanding. Accordingly, PWD wishes to assert its warehouseman lien interest as well as any other legal rights it possesses with respect to its storage of the wine (e.g. constructive trust, etc.) arising from past-due charges and expenses.



The Honorable Richard M. Berman  
October 20, 2014  
**Page 2**

PWD's interest in the wine is paramount to all other interests. In that regard, I respectfully request that this Court grant the enclosed Motion for Admission Pro Hac Vice, so that PWD may then promptly file a Petition For Adjudication Of Interest pursuant to 21 U.S.C. § 853(n).

Very truly yours,

Drew R. Hansen  
California Bar No. 218382

Enclosures: (i) Motion for Admission Pro Hac Vice; (ii) [Proposed] Order

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